

FREDERICK COUNTY LIQUOR BOARD
Public Meeting Minutes
Monday, December 6, 2010

Those Present: Mr. James E. McClellan, Chairman
Mr. Robert C. Snyder, Board Member
Mr. Charles R. Cline, Board Member
Mrs. Linda B. Thall, Sr. Assistant County Attorney
Ms. Kathy L. Vahle, Administrator
Mr. Harold C. DeLauter, Alcoholic Bev. Inspector
Mrs. Sandra Rees, Administrative Specialist IV
Mrs. Ashley Sklarew, Administrative Specialist IV

A Public Meeting was held at 12 E. Church Street, Frederick, Maryland, and was called to order at 8:30 am by Chairman McClellan.

1. **Increase in Fees Proposal** – Mrs. Thall stated that the Board of County Commissioners decided not to take a formal position on the Board's fee proposal.
2. **Violation Guidelines** – Mrs. Thall suggested that the Board defer discussion of the Guidelines until Ms. Vahle returns.
3. Decision Required: New

RE: Thomas Parks, Jr., Andrew Gmyrek
and Richard R. Hurley for the use
of Rosemont 023507 LLC
t/a Pizza Hut
1830 Rosemont Ave.
Frederick, MD 21702
Class B, On Sale, Beer Only

The Board held a hearing for a new license. Mrs. Sklarew swore in the applicants (See attached Sign In Sheet). Inspector stated they are compliant.

MOTION ONE: Mr. Snyder made a motion for approval.

SECOND: Mr. Cline seconded the motion.

FURTHER DISCUSSION

ON THE MOTION: There was no further discussion on the motion.

VOTE: Mr. Snyder – Aye
Mr. Cline – Aye
Mr. McClellan-Aye

The vote was unanimous. **Aye – 3 Nay – 0**
(Motion Passed)

4. Decision Required: Violation

RE: Robert Franks, Jr, Susan
Esterline Markey
& Gary Zimmerman for the
use of Kwik Shoppers, Inc
t/a Sheetz
5601 Buckeystown Pike
Frederick, Maryland 21704
Class B, On Sale, Beer & Light Wine
License Number 11BW 1167
FCLB Case Number: 4411

The Board held a violation hearing for two charges of violation of §5.41 of the Board's Regulations by not having wine available for sale on June 10 and June 17, 2010. Mrs. Sklarew swore in the witnesses. (See attached Sign In Sheet). The licensee pled Not Guilty. The Manager, Chandler Petra, was subpoenaed, but did not appear. Mr. Zimmerman stated they did not have wine in the store every day of the year but they do use the license. The Licensees provided documentation showing wine sales over a period of time.

MOTION ONE: Mr. Snyder made a motion for a finding of Not Guilty on both charges.

SECOND: Mr. McClellan seconded the motion.

VOTE: Mr. Snyder – Aye
Mr. McClellan – Aye
Mr. Cline – Nay

The vote was two to one in favor of the motion. **Aye – 2 Nay – 1**
(Motion Passed)

ADJOURN

The meeting was adjourned at 10:00 am.

Respectfully submitted,

Kathy Vahle, Administrator
FREDERICK COUNTY LIQUOR BOARD

Prepared by Sandra Rees